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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/540,341	06/21/2005	Scott Eugene Conner	X-15463	1424

25885 7590 03/29/2007
ELI LILLY & COMPANY
PATENT DIVISION
P.O. BOX 6288
INDIANAPOLIS, IN 46206-6288

EXAMINER

CHU, YONG LIANG

ART UNIT	PAPER NUMBER
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1626

SHORTENED STATUTORY PERIOD OF RESPONSE	NOTIFICATION DATE	DELIVERY MODE
3 MONTHS	03/29/2007	ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE 6/21/2005	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION <i>Conner</i>	ATTORNEY DOCKET NO. X-15463
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20070307

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Commissioner for Patents

The timely submission under 37 CFR 1.129(a) filed on 1/8/2007 is not fully responsive to the prior Office action mailed on 12/07/2006 because Applicant's election of species of Example 150 with Y is O, which is not read in claim 1. Since the submission appears to be a bona fide attempt to provide a complete reply to the prior Office action, Applicant is given ONE MONTH or THIRTY DAYS from the mailing date of this notice, whichever is longer, to submit a complete reply in order to avoid abandonment. This time period may be extended pursuant to 37 CFR 1.136(a).

Restriction is required under 35 U.S.C. 121 to one of the identified patentably distinct groups. A reply to this requirement must include an election of a single group for prosecution on the merits, even if this requirement is traversed, 37 CFR 1.143. Any reply that does not include election of a single group will be held nonresponsive. Applicant is required under 35 U.S.C. 121 to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable that is elected consonant with this requirement, and a listing of all claims readable thereon, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered nonresponsive unless accompanied by an election.

Any inquiry concerning this communication or earlier communications from the examiner should be directed Yong Chu whose telephone number 571-272-5759. The examiner can normally be reached on 7:00 am - 3:30 pm EST. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Joseph K. McKane can be reached on (571) 272-0699. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

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